

Bands of Odawa Indians authorizes and supports this grant application to the Michigan Department of Environmental Quality for the development of a non-point source management plan to aid LTBB in asserting Tribal Sovereignty and promoting the protection of waters for Tribal needs for the next seven generations.

BE IT ALSO RESOLVED that the Little Traverse Bay Bands of Odawa Indians will provide the required 10% matching contribution through the in-kind contribution of indirect costs incurred from this project.

BE IT ALSO RESOLVED that the Little Traverse Bay Bands of Odawa Indians will approve the "Resolution Authorizing the SAW Grant Agreement" as a required component for grant application submittal.

FURTHER RESOLVED, that the LTBB Tribal Chairperson, Vice Chairperson, Direct Services Administrator or another designee from the Tribal Chairperson is authorized to execute any documents necessary to apply for, receive, and administer funds under the grant.

CERTIFICATION

Received by the Executive Office on 8/21/17 by [Signature]

The Executive concurs and recommend this action of the Tribal Council.

Date: 8/21/17 [Signature]
Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 8-22-17 by [Signature]

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 24, 2017 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-24-2017 [Signature]
Aaron Otto, Legislative Leader

Date: 8.24.17 [Signature]
Julie Shananaquet, Secretary

Certified Motion: 082417-10 Request for Funding from the Michigan Department of Environmental Quality, Stormwater, Asset Management Plan and Wastewater Program, Little Traverse Bay Bands of Odawa Indians Environmental Services Non-Point Source Management Plan

Secretary Shananaquet [Signature]

Little Traverse Bay Bands of Odawa Indians
County of Emmet

Resolution Authorizing the SAW Grant Agreement

Minutes of the regular meeting of the Tribal Council of the Little Traverse Bay Bands of Odawa Indians County of Emmet, State of Michigan, (the "Municipality") held on August 24, 2017.

PRESENT: Members: Legislative Leader Otto, Secretary Julie Shananaquet, Treasurer Marcella Reyes, Councilors – Beatrice Law, David Harrington, Emily Proctor, Dexter McNamara, Frank Bernard _____

ABSENT: Members: Council Member Michael Naganashe

Member Reyes offered and moved the adoption of the following resolution, seconded by Member McNamara.

WHEREAS, Part 52 (strategic water quality initiatives) of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended ("Part 52"), provides at MCL 324.5204e that the Michigan Finance Authority (the "MFA") in consultation with the Michigan Department of Environmental Quality (the "DEQ") shall establish a strategic water quality initiatives grant program; and

WHEREAS, in accordance with the provisions of 2012 PA 511, which provides grants to municipalities for sewage collection and treatment systems or storm water or nonpoint source pollution control; and

WHEREAS, in accordance with the provisions of 1985 PA 227, as amended, Part 52; and other applicable provisions of law, the MFA, the DEQ, and the Municipality that is a grant recipient shall enter into a grant agreement (the "SAW Grant Agreement") that requires the Municipality to repay the grant under certain conditions as set forth in MCL 324.5204e, as amended; and

WHEREAS, the Municipality does hereby determine it necessary to establish a(n) (*select one or more*) asset management plan, stormwater management plan, plan for wastewater/stormwater, design of wastewater/stormwater, innovative technology, or for disadvantaged community construction activities (up to \$500,000).

WHEREAS, it is the determination of the Municipality that at this time, a grant in the aggregate principal amount not to exceed \$110,000 ("Grant") be requested from the MFA and the DEQ to pay for the planning and/or design activities; and

WHEREAS, the Municipality shall obtain this Grant by entering into the SAW Grant Agreement with the MFA and the DEQ.

August 24, 2017

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Direct Services Administrator, a position currently held by Phil J. Harmon, is designated as the Authorized Representative for purposes of the SAW Grant Agreement.
2. The proposed form of the SAW Grant Agreement between the Municipality, the MFA and DEQ (attached hereto as Appendix I) is hereby approved and the Authorized Representative is authorized and directed to execute the SAW Grant Agreement with such revisions as are permitted by law and agreed to by the Authorized Representative.
3. The Municipality shall repay the Grant, within 90 days of being informed to do so, with interest at a rate not to exceed 8 percent per year, to the Authority if the Municipality is unable to, or decides not to, proceed with constructing the project or implementing the asset management program for which the funding is provided within 3 years of the Grant award.
4. The Grant, if repayable, shall be a first budget obligation from the general funds of the Municipality, and the Municipality is required, if necessary, to levy ad valorem taxes on all taxable property in the Municipality for the payment thereof, subject to applicable constitutional, statutory and Municipality tax rate limitations.
5. The Municipality shall not invest, reinvest or accumulate any moneys deemed to be Grant funds, nor shall it use Grant funds for the general local government administration activities or activities performed by municipal employees that are unrelated to the project.
6. The Authorized Representative is hereby jointly or severally authorized to take any actions necessary to comply with the requirements of the MFA and the DEQ in connection with the issuance of the Grant. The Authorized Representative is hereby jointly or severally authorized to execute and deliver such other contracts, certificates, documents, instruments, applications and other papers as may be required by the MFA or the DEQ or as may be otherwise necessary to effect the approval and delivery of the Grant.
7. The Municipality acknowledges that the SAW Grant Agreement is a contract between the Municipality, the MFA and the DEQ.
8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

August 24, 2017

YEAS: Members: 8

NAYS: Members: 0

RESOLUTION DECLARED ADOPTED

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians, County of Emmet, said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings of Tribal Council law, being WOS 2010-010, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.



Name: Aaron Otto
Tribal Council of the Little Traverse Bay Bands of
Odawa Indians, Legislative Leader

Little Traverse Bay Bands of Odawa Indians
County of Emmet

August 24, 2017